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Of Attorneys for Plaintiff Tim Grgurich

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

TIM GRGURICH,

Plaintiff,

v.

TRAIL BLAZERS INC., an Oregon
corporation,

Defendant.

Civil No.: 3:05-CV-1516-HA

**PLAINTIFF'S MOTION FOR A
TEMPORARY RESTRAINING ORDER**

**(EXPEDITED HEARING
REQUESTED)**

(ORAL ARGUMENT REQUESTED)

CERTIFICATION OF COMPLIANCE WITH LR 7.1

Although conferring is not required concerning a Motion for a Temporary Restraining Order ("TRO"), counsel for plaintiff conferred on the telephone with counsel for defendant in good faith to resolve the dispute, but the parties have been unable to do so.

MOTION

Pursuant to Fed. R. Civ. P. 65, plaintiff moves for a TRO providing that (a) plaintiff is allowed to immediately seek and obtain employment with another National Basketball

Association (“NBA”) team; and (b) defendant shall not in any way interfere with plaintiff’s efforts to seek and obtain employment by another NBA team, including not threatening any NBA team with tampering charges relating to plaintiff, and not requiring or accepting any compensation from any such NBA team in return for plaintiff signing a contract with that team.

This Motion is based on Fed. R. Civ. P. 65, the contemporaneously filed Memorandum of Law, the Declaration of Tim Grgurich already on file with the Court, and the Complaint already on file with Court.

DATED: September 29, 2005.

BULLIVANT HOUSER BAILEY PC

BY /s/

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Attorneys for Plaintiff Tim Grgurich

CERTIFICATE OF SERVICE

I hereby certify that on September 29, 2005, I caused a true and correct copy of the foregoing **PLAINTIFF'S MOTION FOR A TEMPORARY RESTRAINING ORDER** to be served on the following persons by the method indicated below:

Thomas M. Triplett
Schwabe, Williamson & Wyatt
1600 Pacwest Center
1211 SW Fifth Ave.
Portland, OR 97204-3795

**(By electronic means through the
Court's transmission facilities)**

(By E-mail)

Michael Fennell
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Attorneys for Defendants

/s/

Stephen F. English
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